

1. The oath or declaration is defective. A new oath or declaration in compliance with 37 CFR 1.67(a) identifying this application by application number and filing date is required. See MPEP §§ 602.01 and 602.02.

The oath or declaration is defective because: it claims Foreign Priority to EP 03022612.0 in stead of EP 03022609.6. Correction is required.

2. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Ian Walsworth (56,635) on 2/17/09.

IN THE CLAIMS:

Claim 10 has been canceled.

Claim 1, line 9 "fiber diameter L 4 um" has been changed to --- fiber diameter less than or equal to 4 um (microns)----. See page 4 line 20 of spec.

1. The following is an examiner's statement of reasons for allowance: there is no teaching or suggestion of a fire protection gate having the steel plate shell, mineral fibers, insulating material, and binding agent as recited by claim 1.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Art Unit: 1794

The cited patents disclose the state of the prior art.

Any inquiry concerning this communication should be directed to Primary Examiner Edwards at telephone number (571)272-1521.

/N Edwards/
Primary Examiner
Art Unit 1794